

CHRISTIAN C. SCHEURING, SBN 208807
JACK L. RICE, SBN 248778

CALIFORNIA FARM BUREAU FEDERATION
2300 River Plaza Drive
Sacramento, CA 95833
Telephone: (916) 561-5660
Facsimile: (916) 561-5691

Attorneys for Proposed Intervenor
CALIFORNIA FARM BUREAU FEDERATION
IDAHO FARM BUREAU FEDERATION
OREGON FARM BUREAU
UTAH FARM BUREAU FEDERATION
WASHINGTON FARM BUREAU
WYOMING FARM BUREAU FEDERATION
HENRY GIACOMINI
HANNAH TANGEMAN

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO

WESTERN WATERSHEDS PROJECT, et al.

Plaintiffs,

v.

UNITED STATES FOREST SERVICE.

Defendants.

CALIFORNIA CATTLEMEN'S
ASSOCIATION, et al.

Intervenors.

Case No.: 08-CV-1460 PJH

**INDEX OF DECLARATIONS
SUPPORTING MOTION TO INTERVENE**

Date: 10-1-08.
Time: 9:30 a.m.
Dept: 3
Judge: Hon. Phyllis J. Hamilton

Declaration of Jack L. Rice	Exhibit 1
Declaration of Rick Keller	Exhibit 2
Declaration of Dave Dillon	Exhibit 3
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Declaration of Henry Giacomini	Exhibit 7
Declaration of Hannah Tangeman	Exhibit 8

1 I, Jack L Rice, declare as follows:

2 1. I am an Associate Counsel in the Natural Resources and Environmental Division of
3 the California Farm Bureau Federation (hereinafter "CFBF").

4 2. CFBF represents 53 county Farm Bureaus, and through them more than 91,000
5 members. CFBF is a non-profit, voluntary membership organization whose purpose is to work for
6 the protection of agriculture and the rural environment in the State of California, and to find
7 solutions to the problems of the farm, the farm home and the rural community of the State.

8 3. The plaintiffs in this action challenge a number of decisions by the United States
9 Forest Service ("Forest Service") to categorically exclude grazing permit authorizations from full
10 National Environmental Policy Act ("NEPA") review, including twenty-nine decisions affecting
11 forty-seven allotments in California. CFBF seeks intervention into this action in order to represent
12 its members' vital interests in maintaining grazing on national forests.

13 4. CFBF supports the use of the national forests to provide pasture lands for livestock
14 during the crucial summer months when ranchers must use their private lower elevation lands to
15 grow hay and other crops to sustain their livestock during the remainder of the year.

16 5. Many CFBF members hold permits which allow them to utilize national forest lands
17 to sustain their livestock. Of these members, a number hold grazing permits which are directly
18 challenged by this litigation.

19 6. If the plaintiffs prevail on the relief requested, CFBF members holding permits
20 authorized under the challenged categorical exclusions will be adversely affected by the invalidation
21 of these permits. Furthermore, the remedies sought would upset grazing permit renewals for every
22 CFBF member who holds a national forest grazing permit.

23 7. CFBF actively promotes and protects the interests of agriculture through legal,
24 political and regulatory efforts. CFBF has intervened in numerous actions that threaten the interests
25 of our members.

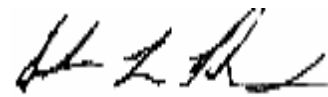
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1 8. The Forest Service cannot adequately represent the interests of CFBF in this
2 litigation because as a public agency its mission is much broader than that of the CFBF. Although
3 the Forest Service does provide for livestock grazing on national forests, it has much less incentive
4 to ensure this grazing continues uninterrupted in the face of the plaintiff's continued campaign
5 against livestock grazing. CFBF is better situated to represent livestock grazing permittees,
6 including its members, on National Forest lands.

7 I declare under penalty of perjury that the foregoing is true and correct.

8 Executed at Sacramento, California.

9 Dated: August 25, 2008_
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JACK L RICE

Declarant

1 I, RICK KELLER, declare as follows:

2 1. I am the Executive Vice President and Chief Executive Officer of the Idaho Farm
3 Bureau Federation, PO Box 4848, Pocatello, ID 83205, Telephone: 208-239-4200. The following
4 facts are within my personal knowledge, and if called and sworn as a witness, I could and would
5 testify competently thereto. I declare the following:

6 2. The Idaho Farm Bureau Federation (IFBF) is a 501(c)(5) organization under the
7 Internal Revenue Code. The IFBF represents agricultural producers throughout Idaho. The IFBF
8 was organized in 1939 to promote agricultural interests in Idaho. The IFBF represents 38 county
9 Farm Bureaus (representing 42 counties in Idaho) with over 13,800 agricultural members and
10 49,300 non-agricultural members who are interested in a strong agricultural industry in Idaho.

11 3. IFBF supports the use of the national forests to provide pasture lands for livestock
12 during the crucial summer months when ranchers must use their private lower elevation lands to
13 grow hay and other crops to sustain their livestock the remainder of the year.

14 4. The plaintiffs in this action challenge a number of decisions by the United States
15 Forest Service ("Forest Service") to categorically exclude grazing permit authorizations from full
16 National Environmental Policy Act review, including eleven decisions affecting eighty-two
17 allotments in Idaho. IFBF seeks intervention into this action in order to represent its members' vital
18 interests in maintaining grazing on national forests.

19 5. If the plaintiffs prevail on the relief requested, IFBF members holding permits
20 authorized under the challenged categorical exclusions will be adversely affected by the
21 invalidation of these permits. Furthermore, the remedies sought would upset grazing permit
22 renewals for every IFBF member who holds a national forest grazing permit.

23 6. The IFBF believes it is important to participate in this litigation in order to support
24 its members who are dependent on the national forests for grazing lands as well as its members who
25 are dependant on the livestock industry. The plaintiffs have openly opposed livestock grazing on all
26 federally owned land, and their litigation activities are designed to curtail livestock grazing through
27 lawsuits, which also adversely affects IFBF members.

28 7. The Forest Service cannot adequately represent the interests of IFBF in this litigation

1 because as a public agency its mission is much broader than that of the IFBF. Although the Forest
2 Service does provide for livestock grazing on national forests, it has much less incentive to ensure
3 this grazing continues uninterrupted in the face of the plaintiff's continued campaign against
4 livestock grazing. IFBF is better situated to represent livestock grazing permittees, including its
5 members, on National Forest lands.

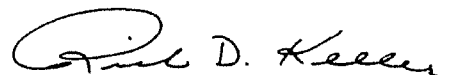
6 8. The IFBF can provide to the Court additional information pertaining to important
7 considerations regarding the potential impacts of this litigation on both the individual permittees
8 and the cattle industry in general.

9 9. The IFBF actively promotes and protects the interests of agriculture through legal,
10 political and regulatory efforts. IFBF has intervened in numerous actions that threaten the interests
11 of our members.

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13 I declare under penalty of perjury that the foregoing is true and correct.

14 Executed at Pocatello, Idaho

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16 Dated: 5 August 2008

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18 RICK KELLER,
19 Declarant

1 I, DAVE DILLON, declare as follows:

2 1. I am the Executive Vice President of the Oregon Farm Bureau, 3415 Commercial St.
3 SE, Salem, OR 97302, Telephone: (503) 399-1701. The following facts are within my personal
4 knowledge, and if called and sworn as a witness, I could and would testify competently thereto. I
5 declare the following:

6 2. The Oregon Farm Bureau (OFB) is a voluntary, grassroots, nonprofit organization
7 representing the interests of the state's farmers and ranchers in the public and policymaking arenas.
8 As Oregon's largest general farm organization, its primary goal is to promote educational
9 improvement, economic opportunity and social advancement for its members and the farming,
10 ranching, and natural resources industry as a whole. "The voice of Oregon agriculture," OFB works
11 to find solutions that will benefit all of the state's agriculture producers. The OFB represents 32
12 county Farm Bureaus representing farmers in all 36 counties in Oregon with about 52,000 members,
13 approximately 8,000 of these being professionally engaged in agriculture.

14 3. OFB supports the use of the national forests and other public lands to provide pasture
15 lands for livestock during the crucial summer months when ranchers must use their private lower
16 elevation lands to grow hay and other crops to sustain their livestock the remainder of the year.

17 4. The plaintiffs in this action challenge a number of decisions by the United States
18 Forest Service ("Forest Service") to categorically exclude grazing permit authorizations from full
19 National Environmental Policy Act review, including seventeen decisions affecting seventeen
20 allotments in Oregon. OFB seeks intervention into this action in order to represent its members'
21 vital interests in maintaining grazing on national forests.

22 5. If the plaintiffs prevail on the relief requested, OFB members holding permits
23 authorized under the challenged categorical exclusions will be adversely affected by the
24 invalidation of these permits. Furthermore, the remedies sought would upset grazing permit
25 renewals for every OFB member who holds a national forest grazing permit.

26 6. The OFB believes it is important to participate in this litigation in order to support its
27 members who are dependent on the national forests for grazing lands as well as its members who
28 are dependant on the livestock industry. The plaintiffs have openly opposed livestock grazing on all

1 federally owned land, and their litigation activities are designed to curtail livestock grazing through
2 lawsuits, which also adversely affects OFB members.

3 7. The Forest Service cannot adequately represent the interests of OFB in this litigation
4 because as a public agency its mission is much broader than that of the OFB. Although the Forest
5 Service does provide for livestock grazing on national forests, it has much less incentive to ensure
6 this grazing continues uninterrupted in the face of the plaintiff's continued campaign against
7 livestock grazing. OFB is better situated to represent livestock grazing permittees, including its
8 members, on National Forest lands.


9 8. The OFB can provide to the Court additional information pertaining to important
10 considerations regarding the potential impacts of this litigation on both the individual permittees
11 and the cattle industry in general.

12 9. The OFB actively promotes and protects the interests of agriculture through legal,
13 political and regulatory efforts. OFB has intervened in numerous actions that threaten the interests
14 of our members.

15 I declare under penalty of perjury that the foregoing is true and correct.

16 Executed at Salem, OR.

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18 Dated: 8/7/08

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DAVE DILLON,
20 Declarant
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1 I, RANDY PARKER, declare as follows:

2 1. I am the Chief Executive Officer of the Utah Farm Bureau Federation, 9865 S. State
3 Street, Sandy, UT 84070, Telephone: 801-233-3040. The following facts are within my personal
4 knowledge, and if called and sworn as a witness, I could and would testify competently thereto. I
5 declare the following:

6 2. The Utah Farm Bureau Federation (UFBF) is a 501(c) (5) organization under the
7 Internal Revenue Code. The UFBF represents agricultural producers throughout Utah. Organized
8 in 1916, the Utah Farm Bureau is a non-profit, voluntary membership organization that represents
9 28 county Farm Bureaus and over 21,500 members interested in a strong agricultural industry in
10 Utah. The UFBF's purpose is to promote and protect an economically viable agriculture industry
11 and the rural communities' agriculture supports.

12 3. UFBF supports multiple use management of the public lands. With nearly two-thirds
13 of Utah managed by federal land management agencies, multiple use access and grazing are critical
14 to the economic viability of agriculture and economic stability of rural Utah. Utah's limited private
15 lands have been historically tied to public land livestock grazing facilitating viable ranching
16 operations.

17 4. UFBF supports the use of the national forests to provide annually renewable forage
18 on pasture lands for livestock grazing during the crucial summer months when ranchers must use
19 their private lower elevation lands to grow hay and other crops to sustain their livestock the
20 remainder of the year.

21 5. The plaintiffs in this action challenge a number of decisions by the United States
22 Forest Service ("Forest Service") to categorically exclude grazing permit authorizations from full
23 National Environmental Policy Act review, including forty-two decisions affecting one hundred six
24 allotments in Utah. UFBF seeks intervention into this action in order to represent its members' vital
25 interests in maintaining grazing on national forests.

26 6. If the plaintiffs prevail on the relief requested, UFBF members holding permits
27 authorized under the challenged categorical exclusions will be adversely affected by the
28 invalidation of these permits. Furthermore, the remedies sought would upset grazing permit

1 renewals for every UFBF member who holds a national forest grazing permit.

2 7. The UFBF believes it is important to participate in this litigation in order to support
3 its members who are dependent on the national forests for grazing lands as well as its members who
4 are dependant on the livestock industry. The plaintiffs have openly opposed livestock grazing on all
5 federally owned land, and their litigation activities are designed to curtail livestock grazing through
6 lawsuits, which also adversely affects UFBF members.

7 8. The Forest Service cannot adequately represent the interests of UFBF in this
8 litigation because as a public agency its mission is much broader than that of the UFBF. Although
9 the Forest Service does provide for livestock grazing on national forests, it has much less incentive
10 to ensure this grazing continues uninterrupted in the face of the plaintiff's continued campaign
11 against livestock grazing. UFBF is better situated to represent livestock grazing permittees,
12 including its members, on National Forest lands.


13 9. The UFBF can provide to the Court additional information pertaining to important
14 considerations regarding the potential impacts of this litigation on [both] the individual permittees,
15 the cattle industry in general, and the rural communities they support.

16 10. The UFBF actively promotes and protects the interests of agriculture through legal,
17 political and regulatory efforts. UFBF has intervened in numerous actions that threaten the interests
18 of our members.

19 I declare under penalty of perjury that the foregoing is true and correct.

20 Executed at Sandy, Utah

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22 Dated: August 5, 2008

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RANDY PARKER,
Declarant

1 I, JOHN STUHELMILLER, declare as follows:

2 1. I am the Director of State Affairs for the Washington Farm Bureau, 975 Carpenter
3 Rd. NE, Suite 301, Lacey, WA 98516, Telephone (360) 357-9975. The following facts are within
4 my personal knowledge, and if called and sworn as a witness, I could and would testify competently
5 thereto. I declare the following:


6 2. The Washington Farm Bureau (WFB) is a voluntary, grassroots advocacy
7 organization representing the social and economic interests of farm and ranch families at the local,
8 state and national levels. The WFB represents agricultural producers throughout Washington. The
9 WFB was formed in 1920 to promote agricultural interests in Washington. The WFB represents 25
10 county Farm Bureaus with over 35,000 member families interested in maintaining a strong and
11 viable agricultural industry in Washington.

12 3. WFB supports the use of the national forests to provide pasture lands for livestock
13 during the crucial summer months when ranchers must use their private lower elevation lands to
14 grow hay and other crops to sustain their livestock the remainder of the year.

15 4. The plaintiffs in this action challenge a number of decisions by the United States
16 Forest Service ("Forest Service") to categorically exclude grazing permit authorizations from full
17 National Environmental Policy Act review, including four decisions affecting eighteen allotments in
18 Washington. WFB seeks intervention into this action in order to represent its members' vital
19 interests in maintaining grazing on national forests.

20 5. If the plaintiffs prevail on the relief requested, WFB members holding permits
21 authorized under the challenged categorical exclusions will be adversely affected by the
22 invalidation of these permits. Furthermore, the remedies sought would upset grazing permit
23 renewals for every WFB member who holds a national forest grazing permit.

24 6. The WFB believes it is important to participate in this litigation in order to support
25 its members who are dependent on the national forests for grazing lands as well as its members who
26 are dependant on the livestock industry. The plaintiffs have openly opposed livestock grazing on all
27 federally owned land, and their litigation activities are designed to curtail livestock grazing through
28 lawsuits, which also adversely affects WFB members.


JOHN STUHLMILLER,
Declarant

1 I, KEN HAMILTON, declare as follows:

2 1. I am the Executive Vice President of the Wyoming Farm Bureau Federation, P.O.
3 Box 1348, Laramie, WY 82073, Telephone: 307-721-7712. The following facts are within my
4 personal knowledge, and if called and sworn as a witness, I could and would testify competently
5 thereto. I declare the following:

6 2. The Wyoming Farm Bureau Federation (WFBF) is a 501c(5) organization under the
7 Internal Revenue Code. The WFBF represents agricultural producers throughout Wyoming. The
8 WFBF was formed in 1921 to promote agricultural interests in Wyoming. The WFBF represents 23
9 county Farm Bureaus (one in each county in Wyoming) with over 2,800 agricultural members and
10 7,200 non-agricultural members who are interested in a strong agricultural industry in Wyoming.

11 3. WFBF supports the use of the national forests to provide pasture lands for livestock
12 during the crucial summer months when ranchers must use their private lower elevation lands to
13 grow hay and other crops to sustain their livestock the remainder of the year.

14 4. The plaintiffs in this action challenge a number of decisions by the United States
15 Forest Service ("Forest Service") to categorically exclude grazing permit authorizations from full
16 National Environmental Policy Act review, including eleven decisions affecting forty-eight
17 allotments in Wyoming. WFBF seeks intervention into this action in order to represent its
18 members' vital interests in maintaining grazing on national forests.

19 5. If the plaintiffs prevail on the relief requested, WFBF members holding permits
20 authorized under the challenged categorical exclusions will be adversely affected by the
21 invalidation of these permits. Furthermore, the remedies sought would upset grazing permit
22 renewals for every WFBF member who holds a national forest grazing permit.

23 6. The WFBF believes it is important to participate in this litigation in order to support
24 its members who are dependent on the national forests for grazing lands as well as its members who
25 are dependant on the livestock industry. The plaintiffs have openly opposed livestock grazing on all
26 federally owned land, and their litigation activities are designed to curtail livestock grazing through
27 lawsuits, which also adversely affects WFBF members.

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7. The Forest Service cannot adequately represent the interests of WFBF in this litigation because as a public agency its mission is much broader than that of the WFBF. Although the Forest Service does provide for livestock grazing on national forests, it has much less incentive to ensure this grazing continues uninterrupted in the face of the plaintiff's continued campaign against livestock grazing. WFBF is better situated to represent livestock grazing permittees, including its members, on National Forest lands.

8. The WFBF can provide to the Court additional information pertaining to important considerations regarding the potential impacts of this litigation on both the individual permittees and the cattle industry in general.

9. The WFBF actively promotes and protects the interests of agriculture through legal, political and regulatory efforts. WFBF has intervened in numerous actions that threaten the interests of our members.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at _____.

Dated:

KEN HAMILTON
KEN HAMILTON,
Declarant

1 I, HENRY GIACOMINI, declare as follows:

2 1. I reside at 41363 Opdyke Lane, Hat Creek, California.

3 2. I, along with my wife, raise cattle in Shasta and Lassen counties in California. We
4 hold a permit known as the Champs Flat Allotment as well as other United States Forest Service
5 ("Forest Service") grazing permits. Our family has grazed cattle on the Champs Flat Allotment for
6 three generations, since before permits were required. For the past twenty years I have managed the
7 grazing of the Champs Flat Allotment.

8 3. As the permit holder, I am very familiar with both the management of the Champs
9 Flat Allotment as well as the condition of the allotment; including quality and amount of forage,
10 abundance of wildlife and condition of riparian areas.

11 4. The permit I hold to graze the Champs Flat Allotment is an integral part of the
12 economic and environmental sustainability of my livestock operation. By rotating our cattle
13 between the base ranch, the Champs Flat Allotment, as well as other properties, all the land our
14 cattle graze is managed to produce the highest feed value while also maintaining the highest
15 environmental quality possible. This ensures that I can maintain an economically viable livestock
16 operation while maintaining the environmental health of all the lands grazed, including the national
17 forests.

18 5. As a permittee, I participated in the Pine Creek Coordinated Resource Management
19 group ("Pine Creek CRM"). After years of working cooperatively in that group, the permittees,
20 environmentalists, conservationists and agency in the Pine Creek watershed reached an agreement
21 on several areas of management and environmental enhancements. I have managed our Champs
22 Flat Allotment to fulfill the goals and direction of the Pine Creek CRM. Furthermore, the
23 cooperative work of the Pine Creek CRM resulted in an Environmental Assessment ("EA") that is
24 on the record of decision. We continue to manage the allotment to meet the environmental goals of
25 the Pine Creek CRM and the EA.

26 6. As is common with many permit holders, I use the national forest allotment for
27 summer grazing. This allows the base ranch to be used for summer hay production as well as fall
28 and winter range. This system of seasonal grazing is important for maintaining the environmental

1 quality of the national forests and the base ranch, as well as ensuring the continued economic
2 viability of my ranching operation.

3 7. If the Champs Flat Allotment becomes unavailable to me, it would pressure me to
4 change my operation in a manner that degrades both the environmental and the economic
5 sustainability of my operation.

6 8. I have been a licensed as a Certified Rangeland Manager. This background provides
7 me with a very good understanding of how best to manage grazing to achieve the highest levels of
8 feed values and environmental conditions. This knowledge is used to inform my grazing operation,
9 including private and public lands.

10 9. I am a member of Shasta County Farm Bureau and California Farm Bureau. I am
11 also Chair of the California Farm Bureau Federation's Public Lands Committee and Second Vice
12 President of the Shasta County Farm Bureau.

13
14 I declare under penalty of perjury that the foregoing is true and correct.

15 Executed at Hat Creek, California

16 Dated: 8/08/2008

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HENRY GIACOMINI,
18 Declarant
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1 I, HANNAH TANGEMAN, declare as follows:

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3 1. I reside in Susanville California and raise cattle in Lassen County California.

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5 2. I hold a permit known as the Diamond Mountain Allotment, which my family has
6 managed for several decades.

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8 3. As the permit holder, I am familiar with the environmental conditions and grazing
9 management of my allotment. As the permit holder, I am familiar with both the management and
10 condition of the allotment; including quality and amount of forage, abundance of wildlife and
11 condition of riparian areas.

12
13 4. The grazing permit I hold is an important part of my livestock operation as it
14 provides a source of summer forage which can be used when conditions make it appropriate to do
15 so.

16
17 5. As is common with many permit holders, I typically use the national forest allotment
18 for summer grazing while the base ranch is used for range during the rest of the year. This system
19 of seasonal grazing is important for maintaining the environmental quality of the national forests
20 and the base ranch, as well as ensuring the continued economic viability of my ranching operation.

21
22 6. If the Diamond Mountain Allotment becomes unavailable to me, it would remove an
23 important feed resource from me and could pressure me to change my operation in a manner that
24 degrades both the environmental and economic sustainability of my operation.

25
26 8. I am a member of the Lassen County Farm Bureau, where I served on the Board of
27 Directors from 1986-2004, and as President from 1996-1998. I served on the California Farm
28 Bureau's State Board of Directors from 1999-2005, during which time I was the Board Liaison to

1 the Public Lands Advisory Committee. Currently, I serve on California Farm Bureau's Forestry
2 Advisory Committee.

3
4 I declare under penalty of perjury that the foregoing is true and correct.

5 Executed at Lassen County, California.

6
7 Dated: 8-5-08

Hannah Tangeman
HANNAH TANGEMAN,
Declarant